

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DONNA WOOD, et al., individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

MIKE BLOOMBERG 2020, INC.,

Defendant.

20 Civ. 2489 (LTS) (GWG)

**DEFENDANT’S NOTICE OF SUPPLEMENTAL AUTHORITY  
FROM THE UNITED STATES SUPREME COURT**

Defendant Mike Bloomberg 2020, Inc. hereby submits this notice of supplemental authority to inform the Court of the decision issued on June 15, 2022 by the United States Supreme Court in *Viking River Cruises, Inc. v. Moriana*, No. 20-1573, 596 U.S. \_\_\_\_ (2022).<sup>1</sup> This decision bears directly on Defendant’s opposition to Plaintiffs’ motion for leave to amend to add a claim under California’s Private Attorneys General Act (“PAGA”). *See* Dkt. 282 at 4-8.

In *Viking River Cruises*, the Supreme Court held, *inter alia*, that PAGA claims can be subject to arbitration. In so holding, the Court confirmed that to bring suit under PAGA, “an employee must also exhaust administrative remedies.” 591 U.S. \_\_\_, \_\_\_ (slip op., at 2). The Court also confirmed that, as discussed in Defendant’s opposition brief (Dkt. 282 at 6), “employees have no assignable interest in a PAGA claim.” 591 U.S. \_\_\_, \_\_\_ (slip op., at 3 n.2) (citing *Amalgamated Transit Union, Local 1756, AFL-CIO v. Super. Ct.*, 46 Cal. 4th 993, 1002 (2009)).

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<sup>1</sup> A copy of the decision is attached as Exhibit A.

Dated: June 15, 2022

Respectfully submitted,

PROSKAUER ROSE LLP

/s/ Elise M. Bloom

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